



Entered on Docket  
December 01, 2009

A handwritten signature in cursive script, reading "Bruce A. Markell".

Hon. Bruce A. Markell  
United States Bankruptcy Judge

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Bank of New York Mellon Trust Company as grantor trustee of Protium Master Grantor Trust  
09-77057

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In Re:

Richard Alan Berk and Roberta Ellen Berk

Debtors.

BK-S-09-27677-bam

Date: 11/10/09  
Time: 1:30 p.m.

Chapter 7

**ORDER VACATING AUTOMATIC STAY**

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor Bank of New York Mellon Trust Company as grantor trustee of Protium Master Grantor Trust, its assignees and/or successors in interest, of the subject property, generally described as 435 Beardsley Cir., Henderson, NV 89052, and legally described as follows:

LOT FIVE (5) IN BLOCK THREE (3) OF FINAL MAP OF GREEN VALLEY RANCH  
PARCEL 45 AS SHOWN BY MAP THEREOF ON FILE IN BOOK 84 OF PLATS PAGE 95  
IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY NEVADA.

**IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give Debtors at least five business days' notice of the time, place and date of sale.**

DATED this \_\_\_\_ day of \_\_\_\_\_ 2009

Submitted by:

**WILDE & ASSOCIATES**

By: /s/Gregory L. Wilde, Esq

**Gregory L. Wilde, Esq.**

Attorney for Secured Creditor

208 South Jones Boulevard

Las Vegas, Nevada 89107

APPROVED / DISAPPROVED

By: \_\_\_\_\_

Frank J. Sorrentino

1118 E. Carson Ave.

Las Vegas, NV 89101

Attorney for Debtor(s)

APPROVED / DISAPPROVED

By: \_\_\_\_\_

James F. Lisowski, Sr.

P.O Box 95695

Las Vegas, NV 89193

Chapter 7 Trustee

1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 ☐ The court waived the requirements of LR 9021.

4 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any  
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,  
and each has approved or disapproved the order, or failed to respond, as indicated below  
(list each party and whether the party has approved, disapproved, or failed to respond to the  
document):

7 (List Parties)

8 Debtor's counsel:

9 ☐ approved the form of this order ☐ disapproved the form of this order

10 ☐ waived the right to review the order and/or ☒ failed to respond to the document

11 ☐ appeared at the hearing, waived the right to review the order

12 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14 ☐ approved the form of this order ☐ disapproved the form of this order

15 ☐ waived the right to review the order and/or ☒ failed to respond to the document

16 Other Party: \_\_\_\_\_

17 ☐ approved the form of this order ☐ disapproved the form of this order

18 ☐ waived the right to review the order and/or ☐ failed to respond to the document

19 Breach Order:

20 ☐ This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of  
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which  
22 they have not replied

24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor